

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

MARCAL FRACTION, :

Petitioner : CASE NO. 3:14-CR-305

v. : (JUDGE MANNION)

UNITED STATES OF AMERICA, :

Respondent :

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS**
HEREBY ORDERED THAT:

1. Petitioner Fraction's motion to re-open his habeas proceeding with respect to his §2255 motion, pursuant to Fed.R.Civ.P. 60(b), **(Doc. 590)**, is **DISMISSED** for lack of jurisdiction.
2. No Certificate of Appealability will issue.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Dated: February 21, 2019